

FORM-PTO-1390
 (Rev. 5-93)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
 DESIGNATED/ELECTED OFFICE (DO/EO/US)
 CONCERNING A FILING UNDER 35 U.S.C. 371**

1379-1-013

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

09/600848

INTERNATIONAL APPLICATION NO.
 PCT/ES99/00017

INTERNATIONAL FILING DATE
 January 23, 1999

PRIORITY DATE CLAIMED
 January 23, 1998

TITLE OF INVENTION

PROMOTER AND REGULATOR SEQUENCES ha ds10 GI: A GENE LEA OF SUNFLOWERS EXPRESSED EXCLUSIVELY II
 SEEDS FROM THE MATURATION PHASE

APPLICANT(S) FOR DO/EO/US

María Pilar PRIETO-DAPENA; María Concepción ALMOGUERA ANTOLINEZ; Juan Bautista JORDANO FRAGA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and the PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☒ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An unexecuted oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☒ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☒ A clean copy of the Specification which includes the amendments made during the International Phase.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

International Search Report; International Preliminary Examination Report; Written Opinion; Five (5) Sheets of Drawings

EXPRESS MAIL "MAILING CERTIFICATE NO.": EL629424118US DATE OF DEPOSIT: JULY 24, 2000

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.50)

INTERNATIONAL APPLICATION NO.
PCT/ES99/00017ATTORNEY'S DOCKET NUMBER
1379-1-01317. ☒ The following fees are submitted:

CALCULATIONS

PTO USE ONLY

Basic National Fee (37 CFR 1.492(a)(1)-(5)):

Search Report has been prepared by the EPO or JPO \$840.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) \$670.00

No international preliminary examination fee paid to USPTO (37 CFR 1.482)
but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$760.00Neither international preliminary examination fee (37 CFR 1.482) nor
international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$970.00International preliminary examination fee paid to USPTO (37 CFR 1.482)
and all claims satisfied provisions of PCT Article 33(2)-(4) \$96.00**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$ 970.00

Surcharge of \$130.00 for furnishing the oath or declaration later than
months from the earliest claimed priority date (37 CFR 1.492(e)). ☐ 20 ☐ 30

\$

Claims	Number Filed	Number Extra	Rate		
Total Claims	24 -20 =	4	X \$ 18.00	\$ 72.00	
Independent Claims	2 -3 =	0	X \$ 78.00	\$.00	
Multiple dependent claim(s) (if applicable)			+ \$260.00	\$.00	

TOTAL OF ABOVE CALCULATIONS =

\$ 1,042.00

Reduction for 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. \$

SUBTOTAL =

\$ 1,042.00

Processing fee of \$130.00 for furnishing the English translation later than
months from the earliest claimed priority date (37 CFR 1.492(f)). ☐ 20 ☐ 30

+

\$

TOTAL NATIONAL FEE =

\$ 1,042.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an
appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$

TOTAL FEES ENCLOSED =

\$ 1,042.00

Amount to be:
refunded \$

charged \$

- a. ☒ A check in the amount of \$ 1,042.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 11-1153 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 11-1153. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

DAVID A. JACKSON
KLAUBER & JACKSON
411 HACKENSACK AVENUE
4TH FLOOR
HACKENSACK, NEW JERSEY 07601

SIGNATURE

NAME

David A. Jackson

REGISTRATION NUMBER 26,742

EXPRESS MAIL "MAILING CERTIFICATE NO.": EL629424118US DATE OF DEPOSIT: JULY 24, 2000